

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
) Group Art Unit: 2873
Silvia GHIDINI et al.)
) Examiner: Pinkney, Dawayne
Application No. 10/593,697)
) Confirmation No. 3101
§ 371 Date: September 9, 2008)
)
For: OPTICAL MODULATOR)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents on the attached PTO/SB/08 Form. This Information Disclosure Statement ("IDS") is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this IDS is accompanied by a fee payment of \$180.00 as specified by Section 1.17(p).

Copies of the listed foreign patent documents are attached. A copy of the U.S. patent publication is not enclosed. In lieu of a statement of relevance for the listed non-English language documents, Applicants submit an English language Abstract for each of the listed non-English language documents. In addition, Applicants submit that U.S. Patent No. 6,744,546 corresponds to JP 2003-258733.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

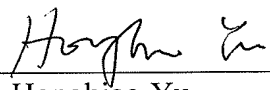
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any additional fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
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Dated: January 13, 2011

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